



Entered on Docket
February 08, 2010

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

WILDE & ASSOCIATES

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The Bank of New York Mellon, fka The Bank of New York as Successor in interest to JPMorgan Chase Bank, NA as Trustee for Structured Asset Mortgage Investments II Inc. Bear Stearns ALT-A Trust 2005-9, Mortgage Pass-Through Certificates, Series 2005-9 09-76829

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

Blanca Estela Lemus-Hernandez

Debtor

BK-09-27721-lbr

Date: 12/30/2009
Time: 10:00 am

Chapter 13

ORDER VACATING AUTOMATIC STAY

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
2
3 above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to
4 Secured Creditor The Bank of New York Mellon, fka The Bank of New York as Successor in interest
5 to JPMorgan Chase Bank, NA as Trustee for Structured Asset Mortgage Investments II Inc. Bear
6 Stearns ALT-A Trust 2005-9, Mortgage Pass-Through Certificates, Series 2005-9, its assignees and/or
7 successors in interest, of the subject property, generally described as 2825 Swallow Point Circle, Las
8 Vegas, NV 89117.

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1 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give
2 Debtor at least seven business days' notice of the time, place and date of sale.
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4 **IT IS FURTHER ORDERED** that in the event a Notice of Default has been recorded against
5 this particular property there can be no sale for sixty (60) days, allowing the Debtor(s) to submit a
6 copy of this Order to the State of Nevada, Foreclosure Mediation Program, and the Order will be
7 construed as an agreement between the Secured Creditor and Debtor(s) that they have voluntarily
8 agreed to a mediation under the Nevada State Foreclosure Mediation Program pursuant to Rule 6 of
9 said program. The necessary information can be accessed at <http://www.nevadajudiciary.us/>.
10

11 DATED this _____ day of _____, 2009.

12 Submitted by:

13 **WILDE & ASSOCIATES**

14 By: /s/Gregory L. Wilde, Esq

15 **Gregory L. Wilde, Esq.**

16 Attorney for Secured Creditor

17 208 South Jones Boulevard

18 Las Vegas, Nevada 89107

19 APPROVED / DISAPPROVED

20 By: _____

21 Boris A. Avramski

22 4640 W. Charleston Blvd.

23 Las Vegas, NV 89102

24 Attorney for Debtor(s)

25 Nevada Bar No: _____

26 APPROVED / DISAPPROVED

By: _____

Kathleen A Leavitt

201 Las Vegas Blvd., So. #200

Las Vegas, NV 89101

Chapter 13 Trustee

1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 ☐ The court waived the requirements of LR 9021.

3 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 ☐ No parties appeared or filed written objections, and the trustee is the movant.

5 ☒ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a
6 copy of this proposed order to all counsel who appeared at the hearing, and any trustee
7 appointed in this case, any unrepresented parties who appeared at the hearing, and each has
8 approved or disapproved the order, or failed to respond, as indicated below:

9 Debtor's counsel:

10 ☐ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☒ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☐ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☒ failed to respond to the document

17 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all
18 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented
19 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to
20 respond, as indicated below.

21 Debtor's counsel:

22 ☐ approved the form of this order ☐ disapproved the form of this order

23 ☐ waived the right to review the order and/or ☐ failed to respond to the document

24 ☐ appeared at the hearing, waived the right to review the order

25 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

26 Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed
written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor